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FILED
DISTRICT COURT OF GUAM
MAR 11 2003
MARY L. M. MORAN
CLERK OF COURT

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10 **IN THE UNITED STATES DISTRICT COURT**
11 **DISTRICT OF GUAM**

12 ALICE N. SALAS)

13 Plaintiff,)

14 vs.)

15 JAMES JI ENTERPRISE,)
16 JJ PACIFIC DEVELOPMENT)
17 CORPORATION, JAMES JI,)
18 and HUANG LEE,)

19 Defendants.)

CIVIL CASE NO. 02-00002

PLAINTIFF'S POSITION
RE: DEFENSE COUNSEL'S
MOTION TO WITHDRAW

20 This Court issued its Order regarding defense counsel's Motion to Withdraw for non-
21 payment of legal fees, and Plaintiff was to respond no later than Friday, March 7. Plaintiff's
22 counsel inadvertently did not get her response filed on Friday due to numerous matters, including
23 a Temporary Restraining Order issue in Superior Court. Nonetheless, Plaintiff requests that the
24 Court consider her position regarding the withdrawal of defense counsel.

25 First, the Court is aware that Defendants were served and did not respond to the
26 Complaint, causing Plaintiff to request a Default Judgment. Subsequently, Defendants requested
27 an extension of time but did not participate in preparing or discussing the Scheduling Order
28 required under the Rules of Procedure herein. When finally Defendants obtained counsel, defense
counsel requested additional time for trial, and on several occasions requested professional
courtesy from Plaintiff to extend the time for filing motions.

ORIGINAL

1 Plaintiff was deposed and took the deposition of Mr. James Ji. Defendants have not
2 propounded any discovery requests other than to take the deposition of Ms. Salas. Ms. Salas is
3 anxious to resolve this matter, and fears that this tactic by Mr. Ji and the other defendants is a
4 mere stalling tactic to delay the trial in this matter. If Mr. Ji and other defendants wish to retain
5 other counsel, surely said counsel will request additional time to become familiar with the case
6 and the law. Whether or not Mr. Ji and the other defendants have counsel does not concern Ms.
7 Salas. She will not object to the withdrawal of counsel so long as the resolution of this matter is
8 not delayed.

9 Dated this 10th day of March, 2003.

10 **BROOKS LYNCH & TYDINGCO LLP**

11 By:

12 
13 Sandra D. Lynch, Esq.
14 Attorneys for Plaintiff